

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE)	
)	
ALEXANDER E. JONES)	CASE No. 22-33553
)	
DEBTOR.)	(CHAPTER 11)
)	
)	JUDGE CHRISTOPHER M. LOPEZ

**FIFTH MONTHLY FEE STATEMENT OF BLACKBRIAR ADVISORS, LLC FOR
ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED AS
FINANCIAL ADVISOR TO THE DEBTOR FOR THE PERIOD FROM
MAY 16, 2023 THROUGH MAY 31, 2023**

Name of Applicant:	BlackBriar Advisors, LLC	
Applicant’s Role in Case:	Financial Advisor	
Date Order of Appointment Signed:	January 20, 2023 (Dkt #112)	
	Beginning of Period	End of Period
Time Period Covered in Statement:	05//16/2023	05//31/2023
Summary of Total Fees and Expenses Requested		
Total Fees Requested in this Statement:	\$38,225.00 ¹ (80% of \$30,580.00)	
Total Reimbursable Expenses Requested in this Statement:	\$1,899.37 ²	
Summary of Fees for the Period Covered by this Statement		
Professional Fees in this Statement:	\$38,225.00	
Total Actual Professional Hours Covered by this Statement:	91.10	
Average Hourly Rate for Professionals:	\$419.59	

In accordance with the *Order Granting Motion for Entry of an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Chapter 11 Professionals* [Docket No. #106], each party receiving notice of the monthly fee statement will have 14 days after service of the monthly fee statement to object to the requested fees and expenses. Upon the expiration of such 14 day period, the Debtor is authorized to pay the Professional an amount of 80% of the fees and 100% of the expenses requested in the applicable monthly fee statement.

¹ BlackBriar is holding \$0.00 as a retainer in its Trust Account.

² The date listed for expenses contained in the attached does not necessarily reflect the date on which the expense was actually incurred by Applicant.

Pursuant to §§ 327, 330, 331 of title 11 of the United States Code (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 2016-1 of the Bankruptcy Local Rules for the Southern District of Texas (the “Bankruptcy Local Rules”), and the *Order Granting Motion for Entry of an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Retained Professionals* (the “Interim Compensation Order”) [Docket No. 106], BlackBriar Advisors, LLC (“BlackBriar”), as Financial Advisor to the Debtor, hereby files its *Fifth Monthly Fee Statement of BlackBriar Advisors, LLC. for Allowance of Compensation for Services Rendered as Financial Advisor to the Debtor for the Period from May 16, 2023 through May 30, 2023* (the “Monthly Fee Statement”).

RELIEF REQUESTED

1. By this Monthly Fee Statement, and pursuant to the Interim Compensation Order, BlackBriar seeks interim payment of \$30,580.00 (80% of 38,225.00) as compensation for professional services rendered to the Debtor during the period from May 16, 2023 through May 31, 2023 (the “Fee Period”); and reimbursement of actual and necessary expenses in the amount of \$1,899.37, for a total amount of \$32,479.37 to be paid upon expiration of the objection deadline barring any objections, pursuant to the Interim Compensation Order.

2. In support of the Monthly Fee Statement, BlackBriar submits a *Summary of Expenses for the Fee Period*, attached hereto as **Exhibit A**, a *Summary of Fees by Category as Financial Advisor for the Fee Period*, attached as **Exhibit B**, and a *Detailed Record of Fees as Financial Advisor for the Fee Period*, attached hereto as **Exhibit C**.

3. Pursuant to the Interim Compensation Order, any party objecting to the payment of the compensation and reimbursement of expenses requested herein shall serve on the undersigned counsel and the following Retained Professionals (as defined in the Interim Compensation Order),

and each of the other Notice Parties a written objection (the “Objection”) so that it is received on or before the Objection Deadline:

- a. Co-Counsel to Debtor, Jordan & Ortiz, P.C., 500 North Shoreline Blvd., Suite 900, Corpus Christi, TX 78401 (Attn: Shelby Jordan, sjordan@jhwclaw.com)
- b. U.S. Trustee c/o Ha Minh Nguyen and Jayson ruff, Office of the United States Trustee 515 Rusk St, Ste 3516 Houston, TX 77002, ha.nguyen@usdoj.gov, jayson.b.ruff@usdoj.gov
- c. Proposed Counsel to the Official Committee of Unsecured Creditors, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036 (Attn: David M. Zensky, Marty L. Brimmage, Jr., Sara L. Brauner and Melanie A. Miller; dzensky@akingump.com, mbrimmage@akingump.com, sbrauner@akingump.com, melanie.miller@akingump.com
- d. Counsel to Connecticut Plaintiffs, (a) Koskoff Koskoff & Bieder PC, 350 Fairfield Avenue, Bridgeport, CT 06604 (Attn: Alinor Sterling, ASterling@koskoff.com) and (b) Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, NY 10019 (Attn: Kyle J. Kimpler and Martin Salvucci, kkimpler@paulweiss.com, msalvucci@paulweiss.com)
- e. Counsel to Texas Plaintiffs, (a) McDowell Hetherington LLP, 1001 Fannin Street, Suite 2700, Houston, TX 77002 (Attn: Avi Moshenberg, avi.moshenberg@mhllp.com) and (b) Chamberlain, Hrdlicka, White, Williams & Aughtry, PC, 1200 Smith Street, Suite 1400, Houston, TX 77002 (Attn: Jarrod B. Martin, Jarrod.Martin@chamberlainlaw.com)
- f. Any other parties that the Court may designate.

In light of the nature of the relief requested herein, BlackBriar submits that no further or other notice is required.

4. Although every effort has been made to include all fees and expenses incurred in the Fee Period, some fees and expenses might not be included in this Monthly Fee Statement due to delays caused by accounting and processing during the Fee Period. BlackBriar reserves the right to make further application to this Court for allowance of such fees and expenses not included

herein. Subsequent Monthly Fee Statements will be filed in accordance with the Bankruptcy Code, the Bankruptcy Rules, and the Interim Compensation Order.

5. Therefore, BlackBriar respectfully submits support for its fees in the amount of \$38,225.00 for reasonable, actual and necessary services rendered by it on behalf of the Debtor during the Fee Period and \$1,899.37 for reasonable, actual and necessary expenses incurred during the Fee Period. BlackBriar further submits that, pursuant to the Interim Compensation Order, and pending the expiration of the objection deadline, if no objections to the Fee Statement are received, that the Debtor shall be authorized to immediately pay to BlackBriar the amount of \$30,580.00 which is equal to the sum of 80% of BlackBriar's fees and 100% of BlackBriar's expenses incurred during the Fee Period.

Houston, TX

Dated: August 31, 2023

BLACKBRIAR ADVISORS, LLC

By: /s/ Robert Schleizer

Robert Schleizer

2626 Cole Ave., Suite 300

Dallas, TX 75201

Telephone: 214-599-8600

Email: bschleizer@blackbriaradvisors.com

**FINANCIAL ADVISORS FOR DEBTOR
ALEXANDER E. JONES**

CERTIFICATE OF SERVICE

I certify that on August 31, 2023, a true and correct copy of the foregoing pleading was served upon the parties listed on the attached service list via the Court's ECF system and pursuant to Local Rule 9003-1, via e mail or U.S. mail as follows:

- a. Co-Counsel to Debtor, Jordan & Ortiz, P.C., 500 North Shoreline Blvd., Suite 900, Corpus Christi, TX 78401 (Attn: Shelby Jordan, sjordan@jhwclaw.com)
- b. U.S. Trustee c/o Ha Minh Nguyen and Jayson ruff, Office of the United States Trustee 515 Rusk St, Ste 3516 Houston, TX 77002, ha.nguyen@usdoj.gov, jayson.b.ruff@usdoj.gov
- c. Proposed Counsel to the Official Committee of Unsecured Creditors, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036 (Attn: David M. Zensky, Marty L. Brimmage, Jr., Sara L. Brauner and Melanie A. Miller; dzensky@akingump.com, mbrimmage@akingump.com, sbrauner@akingump.com, melanie.miller@akingump.com
- d. Counsel to Connecticut Plaintiffs, (a) Koskoff Koskoff & Bieder PC, 350 Fairfield Avenue, Bridgeport, CT 06604 (Attn: Alinor Sterling, ASterling@koskoff.com) and (b) Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, NY 10019 (Attn: Kyle J. Kimpler and Martin Salvucci, kkimpler@paulweiss.com, msalvucci@paulweiss.com)
- e. Counsel to Texas Plaintiffs, (a) McDowell Hetherington LLP, 1001 Fannin Street, Suite 2700, Houston, TX 77002 (Attn: Avi Moshenberg, avi.moshenberg@mhlhp.com) and (b) Chamberlain, Hrdlicka, White, Williams & Aughttry, PC, 1200 Smith Street, Suite 1400, Houston, TX 77002 (Attn: Jarrod B. Martin, Jarrod.Martin@chamberlainlaw.com)
- f. Any other parties that the Court may designate.

/s/ Christina W. Stephenson

Christina W. Stephenson

EXHIBIT “A”

SUMMARY OF EXPENSES FOR THE FEE PERIOD

EXPENSE	TOTAL
Airfare/Train	\$706.60
Mileage	12.32
Meals	177.29
Auto	223.21
Hotel	909.90
Other	28.00

EXHIBIT “B”**SUMMARY OF FEES AND EXPENSES BY CATEGORY
FOR THE FEE PERIOD**

<u>CATEGORIES</u>	<u>PROFESSIONAL TIME</u>
B110 Case Administration	27.80
B120 Asset Analysis and Recovery	1.60
B130 Asset Disposition	0.00
B140 Relief from Stay/Adequate Protection	0.00
B150 Meetings of & Communications with Creditors	0.20
B160 Fee/Employment Applications	1.20
B170 Fee/Employment Objections	2.20
B180 Avoidance Action Analysis	0.00
B185 Assumption/Rejection of Executory Contracts	0.00
B190 Other Contested Matters	0.00
B195 Non-Working Travel	14.40
B210 Business Operations	43.00
B220 Employee Benefits/Pensions	0.00
B230 Financing/Cash Collections	0.00
B240 Tax Issues	0.70
B250 Real Estate	0.00
B260 Board of Directors Matters	0.00
B310 Claims Administration and Objections	0.00
B320 Plan and Disclosure Statement	0.00
B410 General Bankruptcy Advice/Opinions	0.00
B420 Restructurings	0.00
TOTALS:	91.10

EXHIBIT “C”

DETAILED RECORD OF FEES FOR THE FEE PERIOD



BLACK BRIAR
ADVISORS LLC

May 31, 2022

Alex E. Jones
c/o Shelby A. Jordan
Jordan & Ortiz, P.C.
6207 Bee Cave Road, Suite 120
Austin, TX 78746

Re: **Alexander E. Jones, Debtor In Possession** Case No. **22-33553**

Billing Period: **May 16 through May 31, 2023**

Invoice No. **AJ0502-23**

Professional Services

Rendered:

<u>Date</u>	<u>Professional</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>	<u>Task Code</u>
5/16/2023	BS	Non-working travel	3.00	\$ 750.00	B195
5/16/2023	BS	MOR	1.20	600.00	B110
5/16/2023	HK	Non-working travel	3.00	\$ 750.00	B195
5/16/2023	HK	At FSS office - operations; employment contract. Meet w A.Jones	4.50	2,250.00	B210
5/16/2023	KN	Accounting issues; financials	2.00	800.00	B210
5/16/2023	KN	MOR	2.00	800.00	B110
5/17/2023	BS	Non-working travel - Drive to Houston	2.40	\$ 600.00	B195
		At FSS office - meet w A. Jones; operations; staff issues; platinum inventory replacement,			
5/17/2023	BS	cash flow; accounts payable	6.40	3,200.00	B210
5/17/2023	BS	Research - Youngevity, recap historical payments; review contract terms; book contract	1.20	600.00	B120
5/17/2023	HK	At FSS office - meet w A. Jones; operations	6.80	3,400.00	B210
		Operations - meeting with FSS CRO; A. Jones; BlackBriar revenue forecast; plan update for			
5/17/2023	HK	FSS; operations constraints	1.30	650.00	B210
5/17/2023	HK	Non-working travel	3.00	\$ 750.00	B195
5/17/2023	KN	Accounting issues; monthly financials	6.50	2,600.00	B210
5/18/2023	BS	Give send go recovery; follow up w Ortiz office	0.40	200.00	B120
5/18/2023	BS	Digital Mt. data recovery; MOR	2.00	1,000.00	B110
5/18/2023	BS	T: R. Kennerly - tax issues; notice from IRS; email re refund	0.30	150.00	B240
5/18/2023	BS	Emails - UCC atty response to budget	0.20	100.00	B150
5/18/2023	HK	Worked on sales reconciliation & month end entries for April	2.10	1,050.00	B210
5/18/2023	KN	Revenue entries; QB; MOR	7.00	2,800.00	B110
5/19/2023	BS	Review expenses w K. Norderhaug; follow up	0.60	300.00	B210
5/19/2023	BS	Attend status conference- AEJ;FSS; follow on meetings w CRO; counsel;	2.50	1,250.00	B110
5/19/2023	BS	Non-working travel	3.00	750.00	B195
5/19/2023	HK	Status Conference Hearing	1.10	550.00	B210
5/19/2023	KN	Discussions with D Jones; Sarah re invoices; May accounting; Review B.Schleizer	4.00	1,600.00	B110
5/22/2023	BS	MOR review and finalize for filing	1.10	550.00	B110
5/22/2023	KN	MOR; accounting	4.50	1,800.00	B110
5/23/2023	KN	Accounting; invoices- boat issues	4.00	1,600.00	B210
5/24/2023	BS	Book contract analysis; review commission due AEJ	0.70	350.00	B210
5/24/2023	BS	Tax issues; EIN research; outstanding entity filing	0.40	200.00	B240
5/24/2023	BS	Teneo fee analysis; BBA fee analysis	2.20	1,100.00	B170
5/24/2023	HK	Updated FSS Sales Reconciliation	0.75	375.00	B210
5/24/2023	KN	MOR; accounting; review	3.50	1,400.00	B110
5/25/2023	BS	Update call with CRO - FSS re sales; inventory; ESG settlement; operations	0.70	350.00	B210
5/25/2023	HK	Update call with CRO - FSS re sales; inventory; ESG settlement; operations	0.70	350.00	B210
5/26/2023	BS	Fee app	1.20	600.00	B160
5/26/2023	BS	Crypto agreement;	0.50	250.00	B210
5/31/2023	BS	FSS/AEJ platinum product sales agreement review; call - P. Magill	0.80	400.00	B210
5/31/2023	KN	Update accounting; discussion with HomePay, D Jones, L Muniz	3.50	1,400.00	B210
			91.05	\$38,225.00	

Total hours for Robert Schleizer (BS)

30.80 \$13,300.00

Re: Alexander E. Jones, Debtor In Possession

Case No. 22-33553

Billing Period: May 16 through May 31, 2023
 Invoice No. AJ0502-23

Total hours for Harold Kessler (HK)	23.25	10,125.00
Total hours for Kathy Norderhaug (KN)	37.00	14,800.00
	91.05	\$38,225.00

Expenses

From attached expense breakdown	\$ 1,899.37
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Total Invoice Amount	\$40,124.37
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BlackBriar Advisors LLC
 2626 Cole Ave., Suite 300
 Dallas, TX 75204

Alex E. Jones

Billing Period:

May 16 through May 31, 2023

Invoice:

AJ0502-23

<u>Date</u>	<u>Airfare/Train</u>	<u>Mileage</u>	<u>Meals</u>	<u>Auto</u>	<u>Hotel</u>	<u>Other</u>	<u>Total</u>
1-May	-	-	-	-	-	-	-
2-May	-	-	-	-	-	-	-
3-May	-	-	-	-	-	-	-
4-May	-	-	-	-	-	-	-
5-May	-	-	-	-	-	-	-
6-May	-	-	-	-	-	-	-
7-May	-	-	-	-	-	-	-
8-May	-	-	-	-	-	-	-
9-May	-	-	-	-	-	-	-
10-May	-	-	-	-	-	-	-
11-May	-	-	-	-	-	-	-
12-May	-	-	-	-	-	-	-
13-May	-	-	-	-	-	-	-
14-May	-	-	-	-	-	-	-
15-May	-	-	-	-	-	-	-
16-May	129.00	6.16	-	15.80	157.95	-	150.96
17-May	577.60	6.16	35.29	-	353.90	-	972.95
18-May	-	-	142.00	-	-	28.00	170.00
19-May	-	-	-	207.41	398.05	-	605.46
20-May	-	-	-	-	-	-	-
21-May	-	-	-	-	-	-	-
22-May	-	-	-	-	-	-	-
23-May	-	-	-	-	-	-	-
24-May	-	-	-	-	-	-	-
25-May	-	-	-	-	-	-	-
26-May	-	-	-	-	-	-	-
27-May	-	-	-	-	-	-	-
28-May	-	-	-	-	-	-	-
29-May	-	-	-	-	-	-	-
30-May	-	-	-	-	-	-	-
31-May	-	-	-	-	-	-	-
Total	\$ 706.60	\$ 12.32	\$ 177.29	\$ 223.21	\$ 909.90	\$ 28.00	\$ 1,899.37